

JUN 06 2006

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/801,221
Filing Date	March 7, 2001
First Named Inventor	Sanberg
Art Unit	1632
Examiner Name	Anne-Marie Falk
Attorney Docket Number	USF-001US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notice of Non-Compliance Amendment replacement pages
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	The Luther Law Firm		
Signature	<i>Barbara J. Luther</i>		
Printed name	Barbara J. Luther		
Date	June 6, 2006	Reg. No.	33,954

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	<i>Barbara J. Luther</i>		
Typed or printed name	Barbara J. Luther	Date	June 6, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

JUN 06 2006

S/N 09/801,221PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Paul Sanberg et al.

Examiner: Anne-Marie Falk

Serial No.: 09/801,221

Group Art Unit: 1632

Filed: March 7, 2001

Docket No.: USF-001US

Title: Human Cord Blood as a Source of Neural Tissue Repair of the Brain and Spinal
Cord

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants received a Notice of Non-Compliance mailed May 18, 2006, setting a one-month period within which to supply the omission or correction in order to avoid abandonment. This timely response is being sent by facsimile to the USPTO on June 6, 2006, in compliance therewith.

Attached are the replacement pages (pp. 4, 5, 6 and 10). As discussed with the Examiner, changes were needed for claim 87. The changes proved too extensive to incorporate in a meaningful way, so claim 87 was cancelled and claim 124 is newly presented.

It is believed that no fees are needed with the filing of this paper.

Upon receipt of this Amendment, the Examiner is invited to telephone the undersigned to schedule an interview at her convenience.

Respectfully Submitted,

The Luther Law Firm, PLC
12198 E. Columbine Dr.
Scottsdale, AZ 85259
Tel: 480-275-9302
Fax: 480-275-8303Barbara J. Luther
Reg. No. 33,954